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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Before the Board of Patent Appeals and Interferences

In Re Patent Application of

Atty Dkt.: 265-97

C# M#

WALTER

TC/A.U.: 3764

Serial No. 09/807,617

Examiner: J. Donnelly

Filed: May 14, 2001

Date: August 11, 2004

Title: REHABILITATION DEVICE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

☐ Correspondence Address Indication Form Attached.

☒ **NOTICE OF APPEAL**

☒ Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the Examiner twice/finally rejecting applicant's claim(s). (\$ 330.00) \$ 330.00

☐ An appeal **BRIEF** is attached in triplicate in the pending appeal of the above-identified application (\$ 330.00) \$

☐ Credit for fees paid in prior appeal without decision on merits -\$ ()

☐ A reply brief is attached in triplicate under Rule 193(b) (no fee)

☐ Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$420.00/2 months; \$950.00/3 months; \$1480.00/4 months) \$

SUBTOTAL \$ 330.00

☒ Applicant claims "Small entity" status, enter 1/2 of subtotal and subtract
☐ "Small entity" statement attached. **SUBTOTAL \$ 165.00**

Less month extension previously paid on **SUBTOTAL \$ 165.00**

TOTAL FEE ENCLOSED \$ 165.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.
By Atty: Alan M. Kagen, Reg. No. 36,178

Signature:

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(PAUL BOWEN)

08/12/2004 SSITHIB1 00000013 09807617

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